

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

**RLI INSURANCE COMPANY**

Plaintiff

vs.

**FIFTH THIRD BANCORP**

Defendant

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**FIFTH THIRD BANCORP, an Ohio  
Corporation, and FIFTH THIRD BANK,  
an Ohio Banking Corporation**

Plaintiff

vs.

**CERTAIN UNDERWRITERS AT  
LLOYD'S SUBSCRIBING TO POLICY  
B0509QA048710, B0509QA051310,  
81906760, et al.**

Defendants

: Civil Action No. **1:14cv802**  
:  
: Judge: **Sandra S. Beckwith**  
: Magistrate: **Stephanie K. Bowman**  
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:  
:

: Civil Action No. **1:14cv869**  
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: Judge: **Sandra S. Beckwith**  
: Magistrate: **Stephanie K. Bowman**  
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**AGREED MOTION TO EXTEND DEADLINE TO DISCLOSE EXPERTS AND  
PRODUCE INITIAL EXPERT REPORTS AS TO PLAINTIFFS RLI INSURANCE  
COMPANY AND FIFTH THIRD BANK**

Fifth Third Bank and RLI Insurance Company move to extend the present deadline to disclose the identities of their experts and produce initial reports in the above captioned actions from September 2, 2016 to September 16, 2016, and in support of this motion hereby state as follows.

RESPECTFULLY SUBMITTED,

/S/ Mark J. Byrne

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## **MEMORANDUM**

1. Under the current case management schedules RLI Insurance Company and Fifth

Third Bank are required to disclose the identities of their experts and produce initial reports on September 2, 2016.

2. Both Fifth Third Bank and RLI Insurance Company have been working on expert discovery. However, an additional two weeks is needed in order to complete the reports.

3. Additionally, chief in-house counsel for Fifth Third Bank has been unavailable to review the work product of the expert and will not be available for at least another week.

4. This request only affects RLI Insurance Company and Fifth Third Bank as the reports by the other parties are not due until October 27, 2016.

5. There is no opposition to the motion.

WHEREFORE, Fifth Third Bank and RLI Insurance Company respectfully request the Court move the deadline to disclose their experts and produce initial reports from September 2, 2016 to September 16, 2016.

Dated: September 1, 2016.

RESPECTFULLY SUBMITTED,

/S/ Mark J. Byrne

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**CERTIFICATE OF SERVICE**

I hereby certify that on September 1, 2016, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the following:

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